

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

----- -X

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

- against -

MATRIX CAPITAL MARKETS, LLC, and
NICHOLAS M. MITSAKOS,

Defendants.

----- -X

J. PAUL OETKEN, District Judge:

WHEREAS, the Government has requested to intervene in the above-captioned case, pursuant to Rule 24 of the Federal Rules of Civil Procedure; and

WHEREAS, the Government has requested a limited stay of discovery; charges have been filed in a parallel criminal case, *United States v. Nicholas Mitsakos*, 16 Cr. 631 (PAE) (the “criminal action”); there is considerable overlap between this matter and the parallel criminal proceedings; there is no prejudice to the parties from the requested stay; there is a strong public interest in preventing the civil discovery rules from being used to improperly obtain discovery in the criminal case; judicial economy is ensured from the requested stay; and for good cause shown;

IT IS HEREBY ORDERED:

1. The Government’s Motion to Intervene is Granted.
2. The following civil discovery is hereby stayed until the conclusion of the parallel criminal action:

ORDER

ECF Case
No. 16 Civ. 6395 (JPO)

a. Depositions, interrogatories, requests for admission, and any other form of discovery that would create statements of any person whom the Government asserts may be called as a witness in the criminal prosecution;

b. Production of transcripts of testimony and notes of or memoranda describing interviews with; written statements made or adopted in the course of an interview by; or correspondence concerning interviews of any person whom the Government asserts may be called as a witness in the criminal action; and

c. Disclosures pursuant to Federal Rule of Civil Procedure 26(a)(1)(A)(i).

IT IS SO ORDERED.

Dated: New York, New York
January 18, 2016



J. PAUL OETKEN
United States District Judge